



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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No. 411 Dispur, Friday, 8th September, 2023, 17th Bhadra, 1945 (S. E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
DEPARTMENT OF HOUSING AND URBAN AFFAIRS

NOTIFICATION

The 2nd September, 2023

No.E-299071.-In exercise of the powers conferred by sub-section (1) of section 10 of the Assam Public Safety (Measures) Enforcement Act, 2023 (Act No.XXXI of 2023), the Governor of Assam is hereby pleased to make the following rules, namely :-

- | | | | |
|------------------------------|----|-----|--|
| Short title and commencement | 1. | (1) | These rules may be called the Assam Public Safety (Measures) Enforcement Rules, 2023. |
| | | (2) | They shall come into force on the date of their publication in the Official Gazette. |
| | 2. | (1) | In these rules, unless the context otherwise requires ; - |
| | | (a) | “Act” means the Assam Public Safety (Measures) Enforcement Act, 2023 (Act No. XXXI of 2023); |
| | | (b) | “Annexure” means Annexure appended to these rules; |
| | | (c) | “Data” means the dates as defined under clause (o) of sub-section (1) of section 2 of the Information Technology Act, 2000 (Central Act 21 of 2000); |
| | | (d) | “Daylight Hours” the time between official sunrise and official sunset. |
| | | (e) | “Defaulter” means an owner or society or manager or person or the persons who fails to comply with the Public Safety Measures; |

		(f) "Form" means a form appended to these rules;
		(g) "Inspector" means Inspector of Police having jurisdiction over the area;
		(h) "rules" means the Assam Public Safety (Measures) Enforcement Rules, 2023;
	(2)	Words and expressions used but not defined in these rules but defined in the Act shall have the same meaning respectively assigned to them in the Act.
Public Safety Measures	3.	(1) The owner or society or manager or person or the persons mentioned in sub-section (1) of Section 3 of the Act shall install and maintain the Public Safety Measures at its own cost.
		(2) The Closed Circuit Television Camera (CCTV) System and Surveillance equipment installed by every owner or society or manager or person or the persons mentioned in sub-section (1) of Section 3 of the Act, shall be functional on 24 x 7 basis even when establishment is closed.
Filing of periodical returns	4.	(1) As per sub-section (1) of section 4 of the Act, every owner or society or manager or person or the persons running an establishment with minimum 5 (five) number of people and every such owner or society or person or persons owning or managing a residential building, shall file periodical returns in every six (6) months in the online portal created and notified by the Home and Political Department of the Government of Assam, in Form No.1 and Form No. 2 respectively, as appended to these rules, certifying that the Public Safety Measures are properly provided, maintained and the relevant equipments are in working condition.
		(2) After filing of the periodical return under sub-rule (1) above, a receipt in Form No. 3 shall be issued to the owner or society or manager or person or the persons running an establishment and receipt in Form No. 4 shall be issued to the owner or society or person or persons owning or managing a residential building.
Declaration for renewal of License	5.	Every owner or society or manager or person or the persons who are running an establishment as per Section 3 of the Act, shall furnish a declaration certifying that the Public Safety Measures are installed as in Form no. 5 along with the most recent receipt issued to it under sub-rule (2) of rule 4 as an annexure with the declaration while applying before the Competent Licensing Authority for renewal of license.
Storage and access of data	6.	Every owner or society or manager or person or the persons as described in Rule 3 shall ensure that data collected through the CCTV system is stored in a secure manner, preferably in an encrypted form and that the CCTV data shall not be stored on a server located in a foreign jurisdiction.
Prior Notice for Inspection by Police	7.	(1) As per section 5 of the Act, an Inspector of Police having jurisdiction over the area shall issue prior notice in Form No. 6 , at least one day before the date of inspection to the owner or

society or manager or person or the persons running an establishment and enter into such establishment during daylight hours to inspect and check as regards the installation and functioning of the Public Safety Measures in the said establishments.

- (2) The Inspector of Police shall prepare an inspection report in **Form No. 7** and in case any default or violation is noted, the Inspector of Police shall send the inspection report to the Assistant Commissioner of Police (ACP) or Deputy Superintendent of Police (DSP) or Sub Divisional Police Officer (SDPO) as the case may be having jurisdiction over the area.
- (3) The Inspector of Police having jurisdiction over the area who has obtained video footage shall maintain the confidentiality of the database ensuring that the data is stored in a secure manner and shall use the same only for the purposes of law, enforcement, security and investigation and shall further ensure that the information and data collected is not misused in any manner. Any misuse of the data entails the concerned, liable for action.

Form of Show Cause notice 8. The Assistant Commissioner of Police (ACP) or Deputy Superintendent of Police (DSP) or the Sub Divisional Police Officer (SDPO) of the concerned area shall issue a show cause notice under sub-section (1) of section 6 of the Act in **Form No. 8** to the owner or manager or person or the persons who are running any such establishment and in **Form no. 9** to any owner or society or person or persons owning or managing a residential building.

Deposit of Fees 9. (1) On failure of the owner or manager or society or person or the persons running an establishment or managing or owning residential building, to comply with the directions of the show cause notice issued under sub-section (1) of Section 6 and Rule 8 above, the concerned Assistant Commissioner of Police (ACP) or Deputy Superintendent of Police (DSP) or Sub Divisional Police Officer (SDPO) as the case may be, shall levy a compounding fee, mentioned under sub-section(2) of Section 6, on the owner or manager or society or person or the persons running an establishment or an owner or society or person or persons owning or managing a residential building **Form No. 10** and **Form No.11** respectively.

(2) The compounding fees shall be deposited by the defaulting owner or manager or society or person or the persons running an establishment or the owner or society or person or persons owning or managing a residential building in online system through the payment link provided in the online portal created and notified by the Home and Political Department of the Government of Assam for the purpose of the said provision of

the Act and the receipt for deposit of the compounding fees shall be issued or generated in **Form No. 12**, appended to the rules.

- (3) The compounding fee collected shall be deposited in the relevant Head of Account as may be notified by the Government.
- (4) In case of any failure on the part of the owner or manager or the person or persons running an establishment, to comply with the directions, within a period of two months, the Inspector of Police having jurisdiction over the area of establishment shall inform the jurisdictional Assistant Commissioner of Police or Deputy Superintendent of Police or Sub Divisional Police Officer as the case may be in **Form No. 13** and thereafter the seal the premises temporarily on receipt of a copy of the Order of sealing issued in **Form No. 14** by Assistant Commissioner of Police or Deputy Superintendent of Police or Sub Divisional Police Officer as the case may be having jurisdiction over the area.
- (5) Inspector of Police, at the time of sealing of the establishment shall issue prior notice to owner or society or manager or person or persons who are running an establishment in **Form no. 15**, allowing time of at least 24 hours for necessary disposal/removal of perishable goods found at the establishment.
- (6) The Inspector of Police shall prepare a report of sealing in **Form No. 16** and shall send the report about sealing of establishment to the concerned licensing authority in **Form No. 17** through the Assistant Commissioner of Police or Deputy Superintendent of Police or Sub Divisional Police Officer as the case may be having jurisdiction over the area.

Manner of
disposing
Appeals

10. (1) The Jurisdictional Commissioner of Police or Additional Superintendent of Police on receipt of the appeal or second appeal under sub-section (1) and (2) of section 7 of the Act, shall give the appellant sufficient opportunity of hearing and shall pass a reasoned order in writing either allowing the appeal or rejecting the appeal within 30 (thirty) days from the date of filing of the appeal.
- (2) In case of rejection of appeal, the appellant shall comply the instructions issued for implementation of the Public Safety measures, and shall deposit fine, if impose in appeal order, within 30 days from the date of passing of such order, in appeal or second appeal under section 7 of the Act

KAVITHA PADMANABHAN,

Commissioner & Secretary to the Government of Assam,
Department of Housing and Urban Affairs.

Form No. 1
[See rule 4(1)]
Periodical Return

(To be submitted by every Owner or Society or Manager or Person or Persons who are running establishment once in every 6 months)

1. Name of the Establishment:
2. Address and Location of the Establishment:
3. License number of Establishment:
4. Name of the Licensing Authority:
5. Devices installed and details of equipment:
6. Places of installation:
7. Date and time of installation:
8. Whether in working condition or not?
9. Field of view of CCTV Cameras installed at the Establishment:
 - (i) Angle Covered in Degrees:
 - (ii) Distance Covered in Meters:
10. When the device was last inspected by maintenance Engineer?
11. When the Establishment was inspected by authorised Police officer?
12. Whether facility available for transfer of data or not:
13. Date of filing of last periodical statement:

Signed by Owner or Manager or Society

Person or Persons who are running establishment

On this day of month, 20.....

Note : The form shall be submitted in electronic mode.

Form No. 2
[See rule 4(1)]
Form of Periodical Return

(To be submitted by every owner or society or person or persons owing or managing a residential building once every 6 months)

1. Name of the owner or society or person or persons owing or managing a residential building:
2. Address and Location of residential building:
3. Devices installed and details of equipment:
4. Places of installation:
5. Date and time of installation:
6. Whether in working condition or not:
7. Field of view of CCTV Cameras installed in residential building:
 - (i) Angle Covered in Degrees:
 - (ii) Distance Covered in Meters:
8. When the device was last inspected by a maintenance Engineer?
9. When the residential building was inspected by authorised Police Officer?
10. Whether facility available for transfer of data or not:
11. Date of filling of last periodical statement:

persons Signed owner or society or Person or

owning or managing a residential building

On this day ofmonth, 20.....

Note : The form shall be submitted in electronic mode.

Form No. 3

[See rule 4 (2)]

(Periodical Return Receipt)

Form of receipt to be issued to owner or Society or Manager or Person or Persons who are running establishment.

Receipt No.Date :

(1) Name of the Establishment :

(2) License / Registration number of the Establishment :

(3) Place / location of Establishment :

Digitally Signed by Authorised Officer

Form No. 4**[See rule 4 (2)]****(Periodical Return Receipt)**

Form of receipt to be issued to owner or Society or Person or Persons owing or managing a residential building.

Receipt No.Date :

(1) Name of the owner or society or person owning or managing a residential building :

(2) Address / location of the Residential Building :

Digitally Signed by Authorised Officer

Form No. 5**(See rule 5)****Declaration**

(To be enclosed by the Owner or Society or Manager or Person or Persons who are running establishment along with their Renewal Application and applied to the Competent Licensing Authority)

I/We son of /daughter
of.....

Aged..... yrs r/o being Owner / Manager / Person or the Persons of Establishment namely....., do hereby declare that the Public Safety Measures as required under Assam Public Safety (Measures) Enforcement Act, 2023 are installed in the Establishment and they are in good working condition as on the date of examination and a sample feed was collected in this regard for reference.

The above facts are true and correct to the best of my / our knowledge. In case any information is found not correct in the above declaration, I / We are liable for the action under the law.

Signed by Owner or Manager or Society

Person or Persons who are running establishment

On this day of month of 20.....

Form No. 6**[See rule 7 (1)]****Prior Notice for Inspection**

(To be issued by Inspector of Police having authority and jurisdiction)

Notice No.**Date :**

To,

Owner or Manager or Society
Or Person or the Persons
running an establishment
Name and Address of the Establishment

Sir / Madam,

Sub: Inspection of Establishment under section 5 of the Assam Public Safety (Measures) Enforcement Act 2023.

Whereas the above mentioned..... (institution/office/organization/ place of business etc) is an establishment as per the Assam Public Safety (Measures) Enforcement Act 2023. Whereas in terms of the provisions of the aforesaid Act the Establishment is duty bound to install and maintain the Public Safety Measures prescribed by the Assam Public Safety (Measures) Enforcement Act 2023 and Assam Public Safety (Measures) Enforcement Rules, 2023.

Therefore, this prior notice is being provided to give you 24 hourstime period before I intend to inspect the Establishment in exercise of powers granted to me under section 5 of the Act to checkwhether the Public Safety Measures have been installed and are functional in your establishment. This notice is being provided to you at least 24 hours in advance of the intended inspection. I, will inspect the Establishment on the _____ day of _____, 20____.

(Signed and Sealed by the Authorised

Inspector of Police along

With Name and Designation)

Form No. 7**[See rule 7 (2)]****Inspection Report**

(To be prepared by Inspector of Police having authority and jurisdiction under section 5 of the Act)

Report No.

Date of Inspection:

To,
 Assistant Commissioner of Police / Deputy
 Superintendent of Police / Sub-Divisional
 Police Officer
 Office Address
 District

(TO BE PREPARED IN TRIPLICATE)

Sl. No.	Name of Establishment	
1	Name of the Establishment	
2	Address and Contact details (Phone no. and Email-id) of Establishment	
3	Name and address of Owner / Manager / Person/Persons running the establishment /such other authorised person present at the time of inspection with their contact details	
4	Type of Establishment	
5	Trade License No. Or any other applicable License No.	
6	License Valid up to	
7	Whether periodical return submitted by Establishment Owner / Manager / Association (Yes/No)? If Yes, Date of Last Return submitted:	
8	Whether CCTV Camera System installed ? (1) No. of cameras installed: (2) Type of Cameras: (3) Storage Capacity: (4) Quality of Image	
9	Whether CCTV Camera System installed meets the specification provided in the Assam Public Safety (Measures) Enforcement Rules, 2023?	
10	Whether CCTV camera System is in working condition ?	
11	If any, deficiencies or defaults noticed	
12	Remarks of Inspecting Officer	

Signature of the Owner / manager / Person / Persons running the establishment or such other person duly authorised by Owner / Manager / Person / persons running the establishment who is present at the time of inspection.

Signature of Inspecting Officer along with Name & Designation of Inspecting Officer :

Copy to :

1. The Owner / Society / Manager / Person or the Persons running the establishment
Name and Address of the Establishment :

Form No. 8**(See rule 8)****Show Cause Notice**

(To be issued by Assistant Commissioner of Police/Deputy Superintendent of Police / Sub -
Divisional Police Officer having authority and jurisdiction)

Notice No.**Date :**

To,

Owner /Society/ Manager/ person or Persons

Running an establishment

Name and Address of the Establishment

.....

Sub :Show Cause Notice under sub-section (1) of section 6 of the Assam Public Safety
(Measures) Enforcement Act, 2023 for non-compliance of the Public Safety Measures.

Sir/Madam,

1.Whereas, your,..... (institution/factory/ office/ place of business etc.,) is an
Establishment under the Assam Public Safety (Measures) Enforcement Act, 2023 (the Act).

2. Whereas, you are under obligation to install public safety measures as enumerated in
section 3 of the Assam Public Safety (Measures) Enforcement Act, 2023.

3. Whereas, an authorized Inspector of Police inspected your establishment on.....
and has found the following violations:

(i)

(ii)

(iii)

4. Whereas, as the Owner/Manager/Society/Person/Persons who is running such an
establishment, you have failed to maintain the public safety measures in the premises as per
the prescribed specifications and thereby violated the Assam Public Safety (Measures)
Enforcement Act, 2023.

5. Therefore, this Show Cause Notice is being issued seeking a response as to why
compounding fee under section 6 (2) of the Act should not be levied for non- compliance of
the Act.

Your written reply should reach this office within 15 days failing which you shall be penalised
as per section 6(2) of the Act.

(Signed and Sealed by Assistant Commissioner
Of Police/Deputy Superintendent of Police/Sub-
Divisional
Police Officer having authority and jurisdiction)

Copy to :

The Jurisdictional Inspector of Police

Name of the Police Station:

Address :.....(With a request to serve the original copy of the
Show Cause Notice to the Owner /Society/ Manager/Person/Persons running the
establishment and forward the acknowledged copy to this office)

Form No. 9**(See rule 8)****Show cause Notice**

(To be issued by Assistant Commissioner of Police/Deputy Superintendent of Police/ Sub-Divisional Police Officer having authority and jurisdiction)

Notice No.**Date :**

To,
Name of Owner or society or
Person or Persons owing or managing
a residential building and
address of the residential building

Sub: Show Cause Notice under sub-section(1) of section 6 of the Assam Public Safety (Measures) Enforcement Rules, 2023 for non-compliance of the Public Safety Measures.

Sir/Madam,

1. Whereas, as an owner or society or person or persons owning or managing a residential building , you are under obligation to install public safety measures as enumerated in section 3 of the Assam Public Safety (Measures) Enforcement Act, 2023 (the Act).

2. Whereas, it has been observed that your residential building has failed to comply with the provisions of the Act and has committed the following violations:

(i)

(ii)

(iii)

3. Whereas, as an owner or society or person or persons owning or managing a residential building, you have failed to maintain the public safety measures in the premises as per the prescribed specifications and thereby violated the Assam Public Safety (Measures) Enforcement Act, 2023.

4. Therefore, this Show Cause Notice is being issued seeking a response as to why compounding fee under section 6 (2) of the Act should not be levied for non- compliance of the Act.

Your written reply should reach this office within 15 days failing which you shall be penalised as per section 6(2) of the Act.

(Signed and Sealed by Assistant Commissioner
Of Police/Deputy Superintendent of Police/Sub-
Divisional
Police Officer having authority and jurisdiction)

Copy to :

The Jurisdiction Inspector of Police

Name of the Police Station:

Address:(Witha request to serve the original copy of the Show Cause Notice to the owner or society or person or persons owning or managing a residential building and forward the acknowledged copy to this office)

Form No. 10**[See rule 9 (1)]****Directive for levying of compounding fee**

(To be prepared by Assistant Commissioner of Police/Deputy Superintendent of Police/Sub-Divisional Police Officer having authority and jurisdiction)

No.

Date:

To,

Owner/ Manager / person or the persons/ Person/

Persons running an establishment

Name & Address of the Establishment

.....

Sub: Levying of penalty for Non-compliance of Section 3 of the Assam Public Safety (Measures) Enforcement Act, 2023 and Rules of Assam Public Safety (Measures) Enforcement Rules, 2023

Ref: Show Cause Notice No., Dated:.....

Sir/Madam,

1. Whereas, your,..... (institution/factory/ office/ place of business etc.,) is an Establishment under the Assam Public Safety (Measures) Enforcement Act, 2023 (the Act).
2. Whereas, you have failed to comply with the provisions of Assam Public Safety (Measures) Enforcement Act, 2023 and the Assam Public Safety (Measures) Enforcement Rules, 2023 (the Rules) and accordingly a Show Cause Notice as cited above was issued to you.
3. Whereas, you have failed to reply to the Show Cause Notice / your reply to the Show Cause Notice is not satisfactory. Therefore, in exercise of the powers conferred on me under section 6 (2) of the Act read with Rule 9 (i) of the Assam Public Safety (Measures) Enforcement Rules, 2023, I hereby order you to pay a penalty of Rs.5,000 (Rupees Five Thousand only) for the first month. In the event that you fail to comply with the direction to pay the penalty of Rs.5,000 and rectify the violations within a period of one month from the date of issuance of this order, then you shall forthwith pay an a further amount of Rs.10,000 (Rupees ten thousand only) as penalty for second month of default.
4. The compounding fee shall be paid by you at.....and you shall submit the copy of the challan /receipt as proof of having paid the Compounding Fee to this office.
5. In case, you fail to comply with the directions issued herein, within a period of two months, and continue to violate the provisions of the Assam Public Safety (Measures) Enforcement Act, 2023 and Assam Public Safety (Measures) Enforcement Rules, 2023,

your establishment shall be sealed by the authorised jurisdictional Inspector of Police under Section 6(3) of the Act read with Rule 9(iv) the Rules.

(Signed and Sealed by
jurisdiction Assistant Commissioner
of Police/Deputy Superintendent of
Police/Sub-Divisional Police Officer
having authority)

Copy to:

The Jurisdictional Inspector of Police

Name of the Police Station:

Address :.....(with a request to serve the original copy of the
Show Cause Notice to the Owner / Manager /Person/Persons running the establishment and
forward the acknowledged copy to this office)

Form No. 11**[See rule 9 (1)]****Directive for levying of compounding fee**

(To be prepared by Assistant Commissioner of Police/Deputy Superintendent of Police/Sub-Divisional Police Officer having authority and jurisdiction)

No.

Date:

To,
Name of Owner or society or
person or persons owning or
managing a residential building
& Address of the residential building

Sub: Levying of penalty for Non-compliance of Section 3 of the Assam Public Safety (Measures) Enforcement Act, 2023 and Rules of Assam Public Safety (Measures) Enforcement Rules, 2023

Ref: Show Cause Notice No., Dated.....

Sir/Madam,

1. Whereas, your residential building is falls under the purview of the Assam Public Safety (Measures) Enforcement Act, 2023 (the Act).
2. Whereas, you have failed to comply with the provisions of Assam Public Safety (Measures) Enforcement Act, 2023 and the Assam Public Safety (Measures) Enforcement Rules, 2023 (the Rules) and accordingly a Show Cause Notice as cited above was issued to you.
3. Whereas, in spite of issuance of the show cause notice, you have not complied with the same/ your reply to the Show Cause Notice is not satisfactory; Therefore, in exercise of the powers conferred on me under section 6 (2) read with Rule 9 (i) of the Assam Public Safety (Measures) Enforcement Act, 2023, I hereby order you to pay a penalty of Rs.5,000 (Rupees Five Thousand only) for the first month. In the event that you fail to comply with the direction to pay the penalty of Rs.5,000 and rectify the violations within a period of one month from the date of issuance of this order, then you shall forthwith pay an a further amount of Rs.10,000 (Rupees ten thousand only) as penalty for second month of default.
4. The compounding fee shall be paid by you at.....and you shall submit the copy of the challan /receipt as proof of having paid the Compounding Fee to this office.

(Signed and Sealed by
Assistant Commissioner of
Police/Deputy Superintendent of
Police/Sub-Divisional Police Officer
having authority and jurisdiction)

Copy to:

The Jurisdictional Inspector of Police

Name of the Police Station:

Address :.....(with a request to serve the original copy of the
Show Cause Notice to the Owner /society /Person/Persons owning or managing a residential
building and forward the acknowledged copy to this office)

Form No. 12

[See rule 9 (2)]

Receipt for deposit of Compounding fees

Receipt No.

Date :

(1) Name of the Establishment or
Name of Owner or society or Person or Persons owning
or managing a residential building:

(2) Order no. and Date:

(3) Amount to be paid:

(4) Compounding fee paid by:

(5) Amount paid:

(6) Amount in words:

Signed by Receiver

Form No. 13**[See rule 9 (4)]****Report of Inspector of Police to the jurisdictional Assistant Commissioner of Police or Deputy Superintendent of Police or Sub Divisional Police**

Report No.

Date:

To,

Assistant Commissioner of Police/

Deputy Superintendent of Police/

Sub-Divisional Police Officer

Office Address

District

Sub: Information under Rule 9(4) regarding non-compliance by.....(*name of Establishment*).

Ref:

1. Inspection Report no.
2. Show Cause Notice no.....dated
3. Order of levying of Compounding fee bearing no.....dated.

Sir/Madam,

I hereby submit that on(*date of inspection*)..... (*Establishment name*) was found not complying with the requirements of the Assam Public Safety (Measures) Enforcement Act, 2023. As such, reports were sent and a Show Cause was issued by your office on Thereafter, an order levying compounding fee was also issued vide references 3rd cited above. Though, two months elapsed from the date of levying of compounding fee, the Owner / Manager /Person/Persons running the establishment did not comply with the requirements.

Therefore, it is requested to initiate proceedings as laid down in the Act for sealing the Establishment for contravention of the provisions of the Act.

Signed and sealed by

Inspector of Police,

(Having jurisdiction over the area)

Form No. 14**[See rule 9 (4)]****Order of Sealing of Establishment**

(To be issued by Assistant Commissioner of Police/Deputy Superintendent of Police/Sub-Divisional Police Officer having authority and jurisdiction)

Order No.**Date:**

To,

Owner/ Manager / person or the persons/ Person/

Persons running an establishment

Name & Address of the Establishment

.....

Sub: Order for Sealing of Establishment under Section 6(3) read with 9(iv) of the Rules of Assam Public Safety (Measures) Enforcement Rules, 2023

Ref:

1. Inspection Report no.
2. Show Cause Notice no.....dated
3. Order of levying of Compounding fee bearing no.....dated.
4. Inspector of Police report dated.....

Sir/Madam,

1. Whereas, your,..... (institution/factory/ office/ institution/ place of business etc.,) is an Establishment under the Assam Public Safety (Measures) Enforcement Act, 2023 (the Act).
2. Whereas, your establishment was inspected by the jurisdictional Inspector of Police on.....and the it was notice that you hadcontravened with the provisions of Assam Public Safety (Measures) Enforcement Act, 2023 and the Assam Public Safety (Measures) Enforcement Rules, 2023 (the Rules) in the following manner:
 - i.
 - ii.
3. Whereas, Show Cause Notice as cited above was issued to you onvideas cited above. However, you have failed to reply to the Show Cause Notice / your reply to the Show Cause Notice is not satisfactory. Therefore, you were directed to pay compounding fee vide order dated.....
4. Whereas, two months has elapsed from the date of levying of compounding fee but inspite of it you have failed to rectify the violations specified in the Show Cause notice dated..... The Inspector of Police vide report dated..... has informed that you

have not complied with the same and accordingly failed to conform to the provisions of the Assam Public Safety (Measures) Enforcement Act and the Rules.

5. Now, after consideration of the above stated facts and circumstances I,
(name and designation of the issuing officer), in exercise of the powers conferred on me under section 6 (3) of the Act read with Rule 9 (4) of the Assam Public Safety (Measures) Enforcement Rules, 2023, do hereby direct that your Establishment be sealed by authorised jurisdictional the Inspector of Police in terms of the Assam Public Safety (Measures) Enforcement Act and Rules.

(Signed and Sealed by
Assistant Commissioner of
Police/Deputy Superintendent of
Police/Sub-Divisional Police Officer
having authority and jurisdiction)

Copy to:

The Jurisdictional Inspector of Police

Name of the Police Station:

Address :.....

(The Officer will serve the original the addressee and forward acknowledged copy to this office.

The Officer is further directed to initiate proceedings for sealing of the establishments as per the Act and after sealing of the Establishments submit a report to the licensing authority under Section 6(3) of the Act read with Rule 9(6) of the Rules.)

Form No. 15**[See rule 9 (5)]****Notice of Sealing of Establishment**

(To be issued by Inspector of Police having authority and jurisdiction)

Notice No.**Date:**

To,

Owner/ Manager / Society/ Person/

Persons running an establishment

Name & Address of the Establishment

.....

Sub: Order for Sealing of Establishment under Section 6(3) read with 9(iv) of the Rules of Assam Public Safety (Measures) Enforcement Rules, 2023

Ref: Order of sealing bearing no.....dated.

Sir/Madam,

Whereas, your Establishment..... has been ordered to be sealed by..... on(date).....vide order cited above.

Now, thereof in exercise of power conferred on me by Section 6(3) Assam Public Safety (Measures) Enforcement Act, 2023 and Rule 9(iv) and (v) of the Assam Public Safety (Measures) Enforcement Rules I hereby issue this notice to inform you that the above named establishment shall be sealed on

You are hereby given 24 hours from the time of receipt of this notice to remove /dispose any perishable goods that are in your establishment.

Signed and sealed by
Inspector of Police,
(Having jurisdiction over the area)

Copy to:

The Assistant Commissioner of Police/Deputy Superintendent of Police/Sub-Divisional Police Officer having authority and jurisdiction.

Form No. 16**[See rule 9 (6)]****Report of Sealing of Establishment**

(To be prepared by Inspector of Police having authority and jurisdiction under sub-section 3 of section 6 of the Act)

Report No.**Date :**

(TO BE PREPARED IN QUARDUPLICATE)

Sl. No.	Name of the Establishment	
1.	Complete Address and Contact details (Phone no. and Email-id) of Establishment	
2.	Name and address of Owner /Manager / Person/Persons running the establishment	
3.	Type of Establishment	
4.	Trade License No. Or any other applicable License No.	
5.	License Valid up to	
6.	Sealing Order No. and Date	
7.	Date and time of sealing	
8.	Owner /Society / Manager / Person/Persons such other authorised personpresent at the time of sealing with their contact details	
9.	Whether any perishable goods amenable for deterioration/damage/ destruction are available or stored in the Establishment?	

Independent Witness:

1.

Signature of Owner / Manager / Society / Person
Or Persons running the establishment

Signed and Sealed by Inspector of Police
(Having Jurisdiction over the area)

Copy to :

1. One copy to be sent to the Licensing Authority
2. One copy to be sent to the Owner/Society / Manager / person or the persons running the Establishment
3. One copy to be sent to the Assistant Commissioner of Police/Deputy Superintendent of Police/Sub-Divisional Police Officer having authority and jurisdiction.
4. One copy office Copy.

Form No. 17**[See rule 9 (6)]****Report to the Licensing Authority after Sealing of Establishment**

(To be sent by Inspector of Police having authority and jurisdiction)

No.**Dated:**

To,

The Licensing Authority

(Through Assistant Commissioner of Police / Deputy Superintendent of Police / Sub-Divisional Police Officer having jurisdiction over the area)

Sub:-Submission of Report after Sealing of Establishment undersub-section (3) of section 6 of the Assam Public Safety (Measures) Enforcement Act, 2023

Ref:- Sealing Order No

Sir/Madam,

I submit that on inspection by the undersigned on..... (date of inspection) (Establishment name) was found not complying with the requirements of the Assam Public Safety (Measures) Enforcement Act, 2023. As such, reports were sent and a Show Cause notice was issued. Thereafter, compounding fee for first and second month was also levied. Though, two months elapsed from the date levy of month compounding fee, the Establishment has not complied with the requirements. Accordingly the Assistant Commissioner of Police/Deputy Superintendent of Police/Sub-Divisional Police Officer (as applicable) was informed and after due consideration the Assistant Commissioner of Police/Deputy Superintendent of Police/Sub-Divisional Police Officer (as applicable) issued sealing orders vide reference cited. In obedience of the orders, the Establishment was sealed on(date of sealing) The report of the sealing the Establishment is enclosed. This is for favour of information and necessary action.

Signed and sealed by Inspector of Police,
(Having jurisdiction over the area)

Encl: Copy of Report of Sealing of Establishment in **Form No. 16** under sub-rule (6) of rule 9 of the Assam Public Safety (Measures) Enforcement Rules, 2023.